IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.807 OF 2005

IN

SUIT NO.703 OF 2005

Shirley Naresh Rajwani. ...Plaintiff.

vs.

1.M/s.Nensee Construction Pvt.Ltd. & others. ...Defendants.

Mr.M.P.S.Rao i/b/ Deepa Kamath, for Plaintiff.

Mr.V.R.Dhond i/b. N.S.& Himaytullah, for Defendant nos.1 & 2.

Mr.P.S.Shah, for Defendant no.3.

CORAM: D.K.DESHMUKH,J.

DATED: 7th September,2006.

P.C.:-

1. On a motion made by the learned Counsel appearing for plaintiff who has taken out this notice of motion, the notice of motion is permitted to be withdrawn.

2. It is directed that in case the defendant no.3 enters into any settlement in relation to Flat no.101 with the defendant nos. 1 and 2, before filing that settlement in Suit no.550 of 2005 which is filed by the defendant

no.3 Society and which is pending in this Court, the defendant no.3 Society shall give at least one week notice of the proposed settlement to the plaintiff.

3. The documents which have been produced by the plaintiff with the Prothonotary and Senior Master of this Court pursuant to order dated 24.3.2005 made in this notice of motion, shall continue to be kept in safe custody by the Prothonotary and Senior Master of this Court pending further orders that may be passed in the suit.